IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 542 OF 2007

MRS. SHOBHA JULIO DEJA .. PETITIONER

Versus

MR. NIKHIL SURENDER TIWARE & ORS. RESPONDENTS

Mr. C. R. Sonawane for petitioner

Mr. A.M. Saraogi with R.U. Singh for R-1

Mr. D. S. Mhaispurkar, APP

CORAM:-SMT. RANJANA DESAI &
D. B. BHOSALE, JJ.

DATED:-27/4/07

P.C.

. We have heard the learned counsel for the petitioner, the learned counsel for the 2nd respondent and the learned APP.

2. Today in the court, the petitioner, her daughter Priya Julio Desa and the 1st and 2nd respondents are present.

3. We have interviewed the petitioner and her daughter Priya. We have interviewed 1st and 2nd respondent.

4. We are happy to note that the petitioner and her daughter Priya and the 1st and 2nd respondents have amicably settled all the disputes between them.

5. Minutes of order duly signed by the petitioner and the 1st and 2nd respondent and their respective advocates are taken on record and marked "X". The undertakings and statements made in the minutes of order are accepted by this court. We pass order in terms of minutes of the order.

6. We expect the 2nd respondent to take active part in moving applications either for withdrawing or compounding all the cases filed by the petitioner as well as the 2nd respondent against each other. We also expect the petitioner to cooperate with the 2nd respondent in that behalf. Considering the background of the case, we direct the petitioner and the 2nd respondent to render necessary help and cooperation to each other for compounding or withdrawing the cases through their respective lawyers.

7. We direct respondent 2 to bear all the expenses

which may be incurred for withdrawal and/or compounding of the cases filed against each other. We also direct the 2nd respondent to pay the costs quantified at Rs.10,000/- to the petitioner within one week from today. We expect all the necessary steps for compounding or withdrawing of the cases to be taken and concluded within two weeks from the date when authenticated copy of this order is made available to the parties.

8. Considering the nature and background of this case, we direct the concerned courts to pass appropriate orders expeditiously. The courts concerned shall act on the authenticated copy of this order.

9. Petition is disposed of in the aforestated terms.

10. Parties and authorities to act on authenticated copy of this order.

JUDGE.

JUDGE.